

AMENDED IN ASSEMBLY MARCH 6, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 118

Introduced by Assembly Member Frommer

January 14, 2003

An act to amend Section 1653.5 of the Vehicle Code, relating to vehicles.

LEGISLATIVE COUNSEL'S DIGEST

AB 118, as amended, Frommer. Vehicles: records: personal information: disclosure.

Existing law requires every application form for the issuance or renewal of a driver's license or identification card to contain a section for the applicant's social security account number. The Department of Motor Vehicles is prohibited from completing any driver's license or identification card application that does not include that number. Existing law prohibits the department from disclosing the social security account number except for certain, specific purposes.

This bill would authorize the department to disclose the social security account number when complying with a search warrant; *or* a court order; ~~or a subpoena or subpoena duces tecum, or when responding to a request issued by a peace officer, as specified, for information relevant to an investigation of unlawful activity.~~

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

SECTION 1. Section 1653.5 of the Vehicle Code is amended to read:

1653.5. (a) Every form prescribed by the department for use by an applicant for the issuance or renewal by the department of a driver's license or identification card pursuant to Division 6 (commencing with Section 12500) shall contain a section for the applicant's social security account number.

(b) Every form prescribed by the department for use by an applicant for the issuance, renewal, or transfer of the registration of or certificate of title to a vehicle shall contain a section for the applicant's driver's license or identification card number.

(c) Any person who submits to the department a form that, pursuant to subdivision (a), contains a section for the applicant's social security account number, or pursuant to subdivision (b), the applicant's driver's license or identification card number, if any, shall furnish the appropriate number in the space provided.

(d) The department may not complete any application that does not include the applicant's social security account number or driver's license or identification card number as required by subdivision (c).

(e) An applicant's social security account number may not be included by the department on any driver's license, identification card, registration, certificate of title, or any other document issued by the department.

(f) Notwithstanding any other provision of law, information regarding an applicant's social security account number that is obtained by the department under this section is not a public record and may not be disclosed by the department except for any of the following purposes:

(1) Responding to a request for information from an agency operating pursuant to, and carrying out the provisions of, Part A (Aid to Families with Dependent Children), or Part D (Child Support and Establishment of Paternity), of Subchapter IV of Chapter 7 of Title 42 of the United States Code.

(2) Implementation of Section 12419.10 of the Government Code.

(3) Responding to information requests from the Franchise Tax Board for the purpose of tax administration.

1 (4) To comply with a search warrant issued under Section 1524
2 of the Penal Code.

3 (5) To comply with a court order.

4 ~~(6) To comply with a subpoena or subpoena duces tecum issued~~
5 ~~and served in compliance with Chapter 2 (commencing with~~
6 ~~Section 1985) of Title 3 of Part 4 of the Code of Civil Procedure~~
7 ~~or any other provision authorizing discovery in a proceeding~~
8 ~~before a court.~~

9 ~~(7) To respond to a request issued by a peace officer, as defined~~
10 ~~in Section 830.1, 830.2, or 830.3 of the Penal Code, when the~~
11 ~~information sought is relevant to an investigation of unlawful~~
12 ~~activity.~~

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